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By: Barbara Bryant  
Barbara Bryant

Date: October 20, 2004

PATENT

Attorney Docket No. P-156-US2

Customer No. 27038

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Edmund J. MORAN et al.

Application No.: 10/643,196

Filed: August 18, 2003

For: ARYL ANILINE  $\beta_2$  ADRENERGIC  
RECEPTOR AGONISTS

Group Art Unit: 1625

Examiner: Celia Chang

STATEMENT REGARDING DELETION OF INVENTOR(S)  
PURSUANT TO 37 C.F.R. §1.48(b)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby request that the inventorship of the above-identified patent application be amended to delete the names of those persons who are not inventors of the presently claimed subject matter.

Specifically, Applicants request that the inventorship be amended to delete Michael R. Leadbetter, Matthew B. Nodwell, Sean G. Trapp, and Timothy J. Church. These persons were correctly named as inventors in the parent application, U.S. Serial No. 10/292,835, now U. S. Patent No. 6,670,376 B1, but they are not inventors of the invention now being claimed in the present application.

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Application No.: 10/643,196  
Attorney Docket No.: P-156-US2  
Page 2

The remaining inventors for the present application are Edmund J. Moran, John R. Jacobsen, and James B. Aggen.

The Commissioner is hereby authorized to charge the processing fee set forth in §1.17(i) for this amendment to Deposit Account No. 50-0344. Additionally, the Commissioner is hereby authorized to charge any additional fees required by this paper, or to credit any overpayment, to Deposit Account No. 50-0344.

Respectfully submitted,

THERAVANCE, INC.

Date: October 20, 2004

By: Roberta P. Saxon

Roberta P. Saxon, Ph. D.  
Reg. No. 43,087

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PTO/SB/17 (10-04v2)

Approved for use through 07/31/2006. OMB 0851-0032  
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# FEE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 130

## Complete If Known

Application Number 10/643,196  
Filing Date August 18, 2003  
First Named Inventor Edmund J. MORAN  
Examiner Name Cella Chang  
Art Unit 1625  
Attorney Docket No. P-156-US2

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## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	790	2001	395	Utility filing fee	
1002	350	2002	175	Design filing fee	
1003	550	2003	275	Plant filing fee	
1004	790	2004	395	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$0)

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims  -20 \*\* =  0 X  =  0  
Independent Claims  -3 \*\* =  0 X  =  0  
Multiple Dependent Claims  X  =  0

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	88	2201	44	Independent claims in excess of 3	
1203	300	2203	150	Multiple dependent claim, if not paid	
1204	88	2204	44	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$0)

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	2053	65	Non-English specification	
1812	2,520	2812	1,260	For filing a request for ex parte reexamination	
1804	920*	2804	460*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	2805	920*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	430	2252	215	Extension for reply within second month	
1253	980	2253	490	Extension for reply within third month	
1254	1,630	2254	815	Extension for reply within fourth month	
1255	2,080	2255	1,040	Extension for reply within fifth month	
1401	340	2401	170	Notice of Appeal	
1402	340	2402	170	Filing a brief in support of an appeal	
1403	300	2403	150	Request for oral hearing	
1451	1,510	2451	755	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,370	2453	685	Petition to revive - unintentional	
1501	1,370	2501	685	Utility issue fee (or reissue)	
1502	490	2502	245	Design issue fee	
1503	660	2503	330	Plant issue fee	
1460	130	2460	65	Petitions to the Commissioner	
1807	60	2807	30	Processing fee under 37 CFR 1.17 (q)	
1808	180	2808	90	Submission of Information Disclosure Stmt	
8021	40	28021	20	Recording each patent assignment per property (times number of properties)	
1809	790	2809	395	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	790	2810	395	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	790	2801	395	Request for Continued Examination (RCE)	
1802	900	2802	450	Request for expedited examination of a design application	

Other fee (specify): Correct Inventorship - \$1.17(1)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$130)

## SUBMITTED BY

Name (Print/Type) Roberta P. Saxon Registration No. (Attorney/Agent) 43,087 Telephone (650) 808-6000  
Signature Roberta P. Saxon Date October 20, 2004

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